IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

FRIDAY THE NINTH DAY OF APRIL
TWO THOUSAND AND FOUR
: PRESENT:
THE HON'BLE MR. JUSTICE: **L. NARASIMHA REDDY**

C.M.A. No. 1048 OF 2004

(Appeal under order 43 Rule 1 of C.P.C. against the Order and decree in I.A. No. 2582 of 2003 in A.S. No. 471 of 2003 dated: 13-11-2003 on the file of the Court of the III Additional Chief Judge, City Civil Court, Hyderabad)

Between:
Mohammed Ikramul Quadir.

Appellant

AND

Mohammed Amaanul Quadir, S/o. Mohd. Ehsanul Quadir, R/o. H. No. 8-2-268/1/16/D1, Road No. 3, Banjara Hills, Hyderabad.

Respondent

The Appeal coming on for hearing, upon perusing the appeal and Memo of grounds filed in support thereof and the order of the High Court dated: 06-02-2004 and made in C.M.P. No. 30354 of 2003 and upon hearing the arguments of Mr. M.V.S. Suresh Kumar, Advocate for the appellant, and of Mr. S. Niranjan Reddy, Advocate for the respondent, the Court made the following

ORDER:

"Heard the learned counsel for the appellant and the learned counsel for the respondent-extensively.

While the appellant contends that he is residing in a part of the suit schedule property namely, the first floor, the respondent disputes this assertion.

In that view of the matter, Sri C. Hanumantharayudu is appointed as a Commissioner of this Court to inspect the Suit Scheduled property and to note down the particulars of occupation of various portions of it, if necessary with the help of rough sketch today. He shall submit the report by 12-04-2004. His fee is tentatively fixed at Rs. 2,000/- (Rupees two thousand only). To avoid further complications, with the consent of the parties, the commissioner is permitted to proceed to inspect the suit schedule property without waiting for the copy of the warrant".

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The III Additional Chief Judge, City Civil Court, Hyderabad)
2. Mohammed Amaanul Quadir, S/o. Mohd. Ehsanul Quadir, R/o. H. No. 8-2-268/1/16/D1, Road No. 3, Banjara Hills, Hyderabad.
3. Mohammed Ikramul Quadir, S/o. Mohammed Abdul Quadir, Occ; Business, R/o. H. No. 8-2-268/1/16/D1, Banjara Hills, Hyderabad.
4. Sri C. Hanumantha Rayudu, Advocate, High Court of A.P., Hyderabad. (BY SPECIAL MESSENGER with a copy of petition and memo of grounds)
5. One spare copy.

Ksv

HIGH COURT

Ksv
Date of drafting: 12-04-2004

LNRJ

DATE: 09-04-2004

ORDER

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C.M.A. No. 1048 OF 2004

APPOINTMENT OF
ADVOCATE COMMISSIONER